

**Before the State of South Carolina
Department of Insurance**

In the Matter of:

SCDOI Docket # **08-1409**

Eddie Todd Hardin
295 Moss Lane
Landrum, SC 29356

**ORDER REVOKING
RESIDENT PRODUCER
LICENSE**

This matter comes before the South Carolina Department of Insurance (the Department), upon application of David E. Belton, Esquire, Senior Associate General Counsel for the Department, requesting the revocation of Eddie Todd Hardin's, (Producer) resident producer's license.

After careful review of the evidence presented the Department issues the following decision:

FINDINGS OF FACT

Producer is currently a South Carolina resident producer.

In the State of South Carolina, the producer submitted false information on at least ten applications for insurance coverage, to his employer the Settlers Life Insurance Company, with the intention to illegitimately earn advanced commissions.

In the State of South Carolina, the producer failed to respond to the notice of investigation sent by the Department via Certified Mail, after receiving and signing for it by on May 1, 2008.

CONCLUSIONS OF LAW

Pursuant to S.C. Code §38-43-130(A)(C)(8). (A) "The Director of Insurance or his designee may deny, suspend, revoke, place on probation, or refuse to renew any license issued under this Chapter after ten days' notice when it appears that a producer has been convicted of a crime involving moral turpitude, has violated this title or any regulation promulgated by the department, or has willfully deceived or dealt unjustly with the citizens of this State." (C) "The words 'deceived or dealt unjustly with the citizens of this State' include, but are not limited to, action or inaction by the producer, as follows: (8) using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this State or elsewhere." Because Eddie Todd Hardin submitted to the Insurer multiple applications containing serious misrepresentations, with the intent to defraud his employer, the Department now moves to revoke his producer license.

Pursuant to S.C. Code §38-43-245: "Any licensed insurance agent who, with the intent to injure, defraud, or deceive any insurance company or applicant for insurance, presents or causes to be presented to any insurance company an application for insurance coverage, knowing that the application contains any false or misleading information or omissions concerning any fact or thing material to the underwriting of the insurance for which the application is submitted." Because Eddie Todd Hardin did submit to Settlers Life Insurance Company at least ten applications containing false information in order to fraudulently earn advanced commissions, the Department now moves to revoke his producer license.

ORDER

THEREFORE, it is ordered that Eddie Todd Hardin's South Carolina resident producer's license shall be revoked thirty (30) days from the date of receipt of this Order, and no license issued through the State of South Carolina Department of Insurance is to be issued to him, unless Eddie T. Hardin requests in writing within said thirty (30) day period a public hearing before the South Carolina Administrative Law Court.

It is **FURTHER ORDERED** that the National Association of Insurance Commissioners be immediately be notified of this order.

This South Carolina Department of Insurance administrative disciplinary order is a public record subject to the disclosure requirements of the State of South Carolina's *freedom of Information Act*, S.C. Code Ann. §§30-4-10, et seq. (1991 and Supp. 2007). Nothing contained within this administrative disciplinary order should be construed to limit or to deprive any person of any private right of action under the law. Nothing contained within this administrative disciplinary order should be construed to limit, in any manner, the criminal jurisdiction of any law enforcement or judicial officer. Nothing contained within this administrative disciplinary order should be construed to limit the statutory duty of the Director of Insurance, exercised either directly or through the Department of Insurance, to "report to the Attorney General or other appropriate law enforcement officials criminal violations of the law relative to the business of insurance or the provisions of this title which he considers necessary to report." S.C. Code Ann. §38-3-110(3) (Supp. 2007).



Scott H. Richardson
Director of Insurance

Dated this 15 day of May 2008